

United States Court of Appeals For the First Circuit

DOCKETING STATEMENT

No. 15-2477

Short Title: Kreisberg v. Emerald Green Building Services

Type of Action

- ☐ Civil
☐ Criminal/Prisoner
☒ Cross Appeal

A. Timeliness of Appeal

1. Date of entry of judgment or order appealed from 10/26/2015
2. Date this notice of appeal filed 12/03/2015
If cross appeal, date first notice of appeal filed 10/28/2015
3. Filing date of any post-judgment motion filed by any party which tolls time under Fed. R. App. P. 4(a)(4) or 4(b) 10/28/2015
4. Date of entry of order deciding above post-judgment motion 11/13/2015
5. Filing date of any motion to extend time under Fed. R. App. P. 4(a)(5), 4(a)(6) or 4(b) _____
Time extended to _____

B. Finality of Order or Judgment

1. Is the order or judgment appealed from a final decision on the merits? ☒ Yes ☐ No
2. If no,
 - a. Did the district court order entry of judgment as to fewer than all claims or all parties pursuant to Fed. R. C. P. 54(b)? ☐ Yes ☐ No
If yes, explain _____
 - b. Is the order appealed from a collateral or interlocutory order reviewable under any exception to the finality rule? ☐ Yes ☐ No
If yes, explain _____

C. Has this case previously been appealed? ☒ Yes ☐ No

If yes, give the case name, docket number and disposition of each prior appeal
Kreisberg v. Emerald Green Building Services, 15-2303 (lead case, pending)

D. Are any related cases or cases raising related issues pending in this court, any district court of this circuit, or the Supreme Court? ☐ Yes ☒ No

If yes, cite the case and manner in which it is related on a separate page. If abeyance or consolidation is warranted, counsel must file a separate motion seeking such relief.

- E. Were there any in-court proceedings below? ☒ Yes ☐ No
If yes, is a transcript necessary for this appeal? ☒ Yes ☐ No
If yes, is transcript already on file with district court? ☒ Yes ☐ No

F. List each adverse party to the appeal. If no attorney, give address and telephone number of the adverse party. Attach additional page if necessary.

1. Adverse party Emerald Green Building Services
Attorney James Francis Grosso
Address O'Reilly Grosso & Gross PC, Suite 205, 1661 Worcester Rd., Framingham, MA 01701-5400
Telephone 508-620-0055

2. Adverse party _____
Attorney _____
Address _____
Telephone _____

3. Adverse party _____
Attorney _____
Address _____
Telephone _____

G. List name(s) and address(es) of appellant(s) who filed this notice of appeal and appellant's counsel. Attach additional page if necessary.

1. Appellant's name Jonathan B. Kreisberg, on behalf of the National Labor Relations Board
Address 10 Causeway Street, 6th floor, Boston, MA 02222-0000
Telephone 617-565-6700

Attorney's name Laura T. Vazquez
Firm National Labor Relations Board
Address 1015 Half Street SE, Washington, DC 20570
Telephone 202-273-3832

2. Appellant's name _____
Address _____
Telephone _____

Attorney's name _____
Firm _____
Address _____
Telephone _____

Will you be handling the appeal? (In criminal cases counsel below will handle the appeal unless relieved by this court.) ☒ Yes ☐ No

Fed. R. App. P. 12(b) provides that each attorney who files a notice of appeal must file with the clerk of the court of appeals a statement naming each party represented on appeal by that attorney. 1st Cir. R. 12.0 requires that statement in the form of an appearance.

Signature s/Laura T. Vazquez
Date 12/18/2015